



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES
29 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-1370 FAX (603) 271-1381



December 1, 2003

Mr. David Ossoff
Suncook Leathers, Inc.
5 Main Street
Pittsfield, New Hampshire 03263

CERTIFIED MAIL (7099 3400 0003 0687 2486)
RETURN RECEIPT REQUESTED
LETTER OF DEFICIENCY
ARD No. 2003-004

Dear Mr. Ossoff:

On June 11, 2002, the New Hampshire Department of Environmental Services, Air Resources Division ("DES") conducted a compliance inspection at Suncook Leathers, Inc. ("Suncook") located in Pittsfield, NH ("the Facility"). The purpose of the inspection was to determine Suncook's compliance status with State Permit to Operate FP-S-0065, ("the Permit") issued on March 22, 1999, and the NH Administrative Rules Env-A *et seq.*

DES understands that in March 1995, Suncook's original building was destroyed by fire. DES also understands that the Facility reopened in January 1997. DES has taken this into account in determining its response to the results of the inspection and subsequent file review. Accordingly, this Letter of Deficiency ("LOD") is being sent to identify the following deficiencies:

- Env-A 903.02 and Condition IX of the Permit required Suncook to maintain records as follows: a) monthly quantity of raw materials containing volatile organic compounds ("VOCs"), toxics and/or hazardous air pollutants ("HAPs"); b) total monthly VOC emissions in pounds or tons; c) total monthly individual and facility-wide HAP emissions; d) total monthly quantity of #4 fuel oil consumed in the boiler; e) running monthly total of items a through d; and f) material safety data sheets ("MSDS") for raw materials containing VOCs, toxics, and/or HAPs. At the time of the June 11, 2002 inspection, these records were not available for review;
2. Env-A 907.01 and Condition IX.B of the Permit requires Suncook to submit to DES an annual report of the items listed in a through e above to DES by April 15th of the following year. On February 24, 2003, DES received a letter from Suncook detailing its chemical use for the wet finish spray coating operation from July 1, 2001 through June 30, 2002. The submittal also included the amount of #4 fuel oil consumed in the boiler from July 1, 1996 through June 30, 2002. However, the submittal did not address all of the reporting requirements required in Condition IX.B of the Permit from calendar year 1997 through 2002. Specifically, the submittal did not address the monthly quantity of raw material used containing VOCs, toxics and HAPs from calendar year 1997 through 2002, and total VOC and HAP emissions per month from calendar year 1997 through 2002; and

3. Env-A 704.01 and Condition VII of the Permit requires Suncook to pay an annual emission-based fee. In accordance with Env-A 704.04, fees for each calendar year are due by October 15th for the previous calendar year emissions. Suncook has not paid emissions-based fees for calendar years 1994 through 2002.

DES believes that the above referenced deficiencies can be resolved by Suncook taking the following action:

4. Within 45 days of receipt of this LOD, submit the amount of raw material containing VOCs, toxics and HAPs used in the spray coating operation from calendar year 1997 through 2002;
5. Within 45 days of receipt of this LOD, submit to DES the annual emission reports required by Env-A 907.01 and Condition IX.B of the Permit for calendar years 1997 through 2002. The report shall include the actual emissions for all VOCs, and HAPs from spray coating operation, and the methods used in calculating such emissions in accordance with Env-A 616.01; and
6. Within 45 days of receipt of this LOD, submit total fuel usage from July 1, 2002 through December 31, 2002.

Upon receipt of this data, DES will calculate the fees owed and invoice Suncook for the past-due emission-based fees. In addition, DES will determine if additional violations exist and if additional enforcement action is appropriate. In the event that Suncook fails to comply with the conditions above and within the time periods indicated, DES may initiate further action against Suncook including issuing an order requiring the deficiencies to be corrected, and/or referring this matter to the NH Department of Justice.

Please address all information to Mike O'Brien, Senior Enforcement Engineer, at the following address:

NHDES Air Resources Division
Compliance Bureau
29 Hazen Drive
P.O. Box 95
Concord, NH 03302-0095

Please be advised that DES will continue to monitor Suncook's compliance status and that this letter does not provide relief against any other existing or future deficiencies. It is important that Suncook is aware of all requirements in its Permit. In accordance with Env-A 608.10, *Permit Renewal*, applications to renew State Permits to Operate are due to DES at least 90 days prior to the expiration date of an existing permit. The Permit expires March 31, 2004; therefore the renewal application is due to DES on or before December 31, 2003.

It is the goal of DES to promote the prevention of pollution at the source as the preferred option for meeting established environmental goals. DES strives to ensure that pollution prevention options are considered first, followed by recycling, treatment and disposal. In the event that Suncook has any questions about pollution prevention, please feel free to contact Stephanie D'Agostino at (603) 271-6398.

Please feel free to contact DES should you have any questions regarding compliance with the N.H. Code of Administrative Rules Env-A *et seq.*, and the requirements of the Permit. A current copy of the rules can be obtained from the DES website at www.des.state.nh.us/ard/arrules.htm, or by contacting the Public Information Center at (603) 271-2975. If you have any questions regarding this matter, please contact Mike O'Brien at (603) 271-0872 or Mary Ruel at (603) 271-6795.

Sincerely,

A handwritten signature in black ink is written over the word "COPY", which is printed in large, bold, black capital letters. The signature appears to be "P. Monroe".

Pamela G. Monroe
Compliance Bureau Administrator
Air Resources Division

PGM/mob

cc: M. Harbaugh, Legal Unit
S. D'Agostino, NHDES Pollution Prevention Coordinator
R. Kurowski, EPA Region I
F. Hast, Selectman Pittsfield
Public Information Officer, DES PIP Office
AFS File #3301300046